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Attorneys for Defendant
National Collegiate Athletic
Association, an
Unincorporated Association.

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION**

SHANNON RAY, KATHERINE SEBBANE,
KHALA TAYLOR, PETER ROBINSON, AND
RUDY BARAJAS, individually and on
behalf of all those similarly
situated,

Plaintiffs,

v.

NATIONAL COLLEGIATE ATHLETIC
ASSOCIATION, an unincorporated
association,

Defendant.

CLASS ACTION

**JOINT STIPULATION AND ORDER
MODIFYING SCHEDULE**

No. 1:23-cv-00425 WBS CSK

Judge: The Honorable William B.
Shubb
Assigned to Hon. Judge Chi Soo
Kim for Non-Dispositive Issues

Whereas, there have only been modest modifications to the case schedule to date¹;

Whereas, the parties have conferred with respect to certain newly available discovery data which will not be available for production from the NCAA to the Plaintiffs until late February;

Whereas, the parties have met and conferred and agreed to extend the remaining case deadlines to provide the parties with additional time to conduct discovery after the hearing on Plaintiffs' Motion for Class Certification, with the parties agreeing to the following deadlines:

- An extension of the deadline for expert reports from April 4, 2025, to September 5, 2025, and for rebuttal reports from May 5, 2025, to October 17, 2025;
- An extension of the close of fact discovery from June 6, 2025, to September 5, 2025, and the close of expert discovery on November 14, 2025;
- An extension of dispositive or *Daubert* motions deadline from July 18, 2025, to November 21, 2025, with a briefing schedule as set forth below;

¹This action was formerly coordinated for scheduling purposes with *Smart v. NCAA*, Case No. 2:22-cv-02125-WBS-KJN. However, on January 31, 2025, Plaintiffs in the *Smart* action filed a Joint Notice of Settlement in Principle and Proposed Order (*Smart* ECF No. 70 and 70-1) modifying dates in the *Smart* matter and requesting leave to file any motion in support of any proposed settlement of that matter to 45 days from the date of that application. The court entered an order requiring the motion for preliminary approval of the settlement to be filed no later than March 24, 2025. (*Smart* ECF No. 71). We have conferred with *Smart* counsel, who have no objection to adjusting the schedule in this matter. Thus, this notice should only apply to the captioned *Ray* case.

- 1 • An extension of the trial setting from December 9,
2 2025, to a date on or after April 21, 2026, that the
3 Court has available; and
- 4 • An extension of the Final Pretrial Conference from
5 October 6, 2025, to a date and time that the Court has
6 available that is suitable for the revised trial date.

7 Whereas, the Court has stated that any request to change the
8 trial date must be heard by Judge Shubb, Ray ECF No. 38 at 7;

9 IT IS HEREBY STIPULATED by and between the parties, in
10 accordance with Local Rule 144, that

- 11 1. The parties will serve expert reports by September 5,
12 2025, and will serve rebuttal reports by October 17,
13 2025;
- 14 2. The deadline for the close of fact discovery will be
15 September 5, 2025, and the close of expert discovery on
16 November 14, 2025; and
- 17 3. The parties will file any dispositive or *Daubert*
18 motions no later than November 21, 2025. Opposition
19 briefs will be due January 6, 2026, and reply briefs
20 due February 3, 2026. Should either party choose to
21 submit a dispositive or *Daubert* motion prior to the
22 November 21, 2025 deadline the briefing timeline in the
23 local rules shall apply unless otherwise negotiated by
24 the parties and approved by the Court.

25 IT IS FURTHER STIPULATED that the parties respectfully
26 request that the Court continue the trial date to a date
27 available for the Court on or after April 21, 2026, and that the
28

1 Court continue the Final Pretrial Conference to a date suitable
2 for the Court.

3
4 Respectfully submitted, MUNGER, TOLLES & OLSON LLP

5 DATED: February 14, 2025 By: /s/ Carolyn Hoecker Luedtke

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FILER'S ATTESTATION

Pursuant to L.R. 5-4.3.4(2), I certify that all other signatories listed, and on whose behalf the filing is submitted, concur in this filing's content and have authorized this filing.

/s/ Carolyn Hoecker Luedtke
Carolyn Hoecker Luedtke

ORDER

The Court, having considered the parties' stipulation, and cause appearing, hereby orders that:

1. The parties will serve expert reports by September 5, 2025, and will serve rebuttal reports by October 17, 2025;
2. The deadline for the close of fact discovery will be September 5, 2025;
3. The deadline for the close of expert discovery will be November 14, 2025;
4. The parties will file any dispositive or *Daubert* motions by November 21, 2025;
5. Oppositions to any dispositive or *Daubert* motions will be due January 6, 2026;
6. Replies in support of any dispositive or *Daubert* motions will be due February 3, 2026;
7. Should either party choose to submit a dispositive or *Daubert* motion prior to the November 21, 2025 deadline the briefing timeline in the local rules shall apply unless otherwise negotiated by the parties and approved by the Court; and
8. The Final Pretrial Conference is continued to **April 20, 2026 at 1:30 p.m.**; and
9. The trial date is continued to **June 23, 2026 at 9:00 a.m.**;

Dated: February 18, 2025



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE